

**IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH**

CWP-2857-2002 (O&M)

Date of decision :22.11.2022

Naveen Kumar and others

...Petitioners

Vs.

State of Haryana and others

...Respondents

CORAM: HON'BLE MR. JUSTICE ARUN MONGA

Present: Ms. Urvashi, Advocate for
Mr. Vivek Singla, Advocate,
For the petitioners.

Mr. R.D.Sharma, DAG, Haryana.

ARUN MONGA, J. (ORAL)

Petition herein, *inter alia*, is for issuance of a writ in the nature of mandamus directing the respondents to grant the petitioners minimum of the regular pay scale prescribed for the posts of Helper.

2. Learned counsel for the petitioners, who filed the writ petition has since expired. On the last date of hearing vide order dated 06.09.2022, Registry was directed to issue notice to the petitioners. As per Office report, petitioners No.1, 2, 3, and 4 have been served. Petitioner No.7 has since expired and service of petitioners No.5 and 6 could not be completed for want of complete/latest address. Despite service, none appears on behalf of petitioners No.1, 2, 3 and 4. In any case, out of professional courtesy, Ms. Urvashi Advocate appears though her 'Power of Attorney' is not on record and she is unable to assist the Court for lack of instructions. She submits that despite attempts, her office could not contact the petitioners. Regarding petitioners No.5 and 6, particulars of the address given as per the 'Memo of Parties' reflects that on the given office address service may not be possible as no residential address and/or

any specific particulars thereof has been given and it is merely an office address where at the relevant time petitioners were serving. In the premise, no useful purpose would be served to issue fresh notice to the petitioners No. 5 and 6 and legal representatives of petitioner No.7 as the same would be an exercise in futility.

3. It seems that by sheer effluxion of time and pendency of the writ petition for more than 20 years before this Court, either it has been rendered infructuous or even otherwise the petitioners seem to have lost interest in pursuing the same.

4. Be that as it may, writ petition is dismissed with liberty to the petitioners to file an appropriate application in case any cause of action still survives.

(ARUN MONGA)
JUDGE

November 22, 2022
Vandana

Whether speaking/reasoned:	Yes/No
Whether reportable:	Yes/No